

burden estimate of 1,925,000 hours to reflect a decrease in the approximate number of dealers.

The Rule requires that used car dealers display a one-page, double-sided Buyers Guide in the window of each used car they offer for sale. The component tasks associated with this requirement include: (1) Ordering and stocking Buyers Guide forms; (2) entering applicable data on Buyers Guides; (3) posting the Buyers Guides on vehicles; and (4) making any necessary revisions in Buyers Guides.

Dealers should need no more than an average of one hour per year to obtain Buyers Guide forms, which are readily available from many commercial printers or can be produced by an office word-processing or desk-top publishing system.⁵ Based on a universe of 76,000 dealers, the annual hours burden for producing or obtaining and stocking Buyers Guides is 76,000 hours.

For used cars sold “as is,” copying vehicle-specific data from dealer inventories to the Buyers Guide forms and checking off the “no warranty” box may take up to two minutes per vehicle if done by hand, and only seconds for those dealers who have automated the process. Staff conservatively assumes that this task, on average, will require 1.5 minutes. For used cars sold under warranty, checking off the warranty box and adding warranty information may take an additional one minute, *i.e.*, 2.5 minutes. Based on input from industry sources, staff estimates that approximately 60% of used cars sold by dealers are sold “as is,” with the remainder sold under warranty. Thus, staff estimates the time required to enter data for used cars sold without warranty is 450,000 hours [(30,000,000 × 60% × 1.5 minutes) ÷ 60 minutes/hour] and 500,000 hours for used cars sold under warrant [(30,000,000 × 40% × 2.5

minutes) ÷ 60 minutes/hour], for an overall total of 950,000 hours.

Although the time required to post the Buyers Guide on each used car may vary substantially, FTC staff estimates that, on average, dealers will spend 1.75 minutes per vehicle to match the correct Buyers Guide to the vehicle and place it on or on the vehicle. For the 30,000,000 vehicles sold the burden associated with this task is 875,000 hours. To the extent dealers are able to integrate this process into other activities performed in their ordinary course of business, this estimate likely overstates the actual burden.

If negotiations between buyer and seller over warranty coverage produce a sale on terms other than those originally entered on the Buyers Guide, the dealer must revise the Guide to reflect the actual terms of sale. According to the rulemaking record, bargaining over warranty coverage rarely occurs. Allowing for revision in 2% of sales, at two minutes per revision, staff estimates that dealers will spend 20,000 hours annually revising Buyers Guides.

Estimated annual cost burden: \$29,651,000, consisting of \$20,651,000 in labor costs and \$9,000,000 in non-labor costs.

Labor costs: Labor costs are derived by applying appropriate hourly cost figures to the burden hours described above. Staff has determined that all of the tasks associated with ordering forms, entering data on Buyers Guides, posting Buyers Guides on vehicles, and revising them as needed are typically done by clerical or low-level administrative personnel. Using a clerical cost rate of \$10.75 per hour and an estimate of 1,921,000 burden hours for disclosure requirements, the total labor cost burden would be approximately \$20,651,000

Capital or other non-labor costs: The cost of the Buyers Guide form itself is estimated to be 30 cents per form, so

that forms for 30 million vehicles would cost dealers \$9,000,000. In making this estimate, staff conservatively assumes that all dealers will purchase reprinted forms instead of producing them internally, although dealers may produce them at minimal expense using current office automation technology. Capital and start-up costs associated with the Rule are minimal.

William E. Kovacic,
General Counsel.

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BILLING CODE 6750-01-M

FEDERAL TRADE COMMISSION

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules.

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period.

Trans No.	Acquiring	Acquired	Entities
Transactions Granted Early Termination—06/07/2004			
20040883	Hospital Partners of America, Inc	Tenet Healthcare Corporation	Redding Medical Center.
20040899	MMI Investments, L.P	NDCHealth Corporation	NDCHealth Corporation.
20040919	Rockwood Holdings, Inc	mg technologies ag	CeramTec North America Innovative Ceramic Engineering Corp. Chemetall Corporation, Sachtleben Corporation.
20040922	Illinois Tool Works Inc	Andre Schwitter III	Truswal Systems Corporation.

Rule. Staff assumes that outside contractors would require about the same amount of time and incur similar cost as dealers to perform these tasks. Accordingly, the hour and cost burden totals

shown, while referring to “dealers,” incorporate the time and cost borne by outside companies in performing the tasks associated with the Rule.

⁵ The Buyers Guide is also available online from the FTC’s Web site, www.ftc.gov, at www.ftc.gov/bcp/online/edcams/automobiles/index.html.

Trans No.	Acquiring	Acquired	Entities
20040929	President and Fellows of Harvard College.	Suez	c/o Trigen Corporation, Trenton Energy Corporation, Trigen Building Services Corporation, Trigen-Kansas City Energy Corporation, Trigen-Maryland Steam Corporation, Trigen-Missouri Energy Corporation, Trigen-Oklahoma Energy Corporation, Trigen-Schuylkill Cogeneration, Inc., United Thermal Corporation.
20040944	Questor Partners Fund II, L.P	Deutsche Lufthansa AG	Chef Solutions, Inc.
20040966	Sumitomo Corporation	J.W. Childs Equity Partners II, L.P	JWC Hartz Holdings, Inc.
20040977	KKR Millennium Fund (Overseas), Limited Partnership.	KKR 1996 Fund L.P	Rockwood Specialties Group, Inc.
20040978	KKR European Fund, Limited Partnership.	KKR 1996 Fund L.P	Rockwood Holdings, Inc.

Transactions Granted Early Termination—06/08/2004

20040021	Harrah's Entertainment, Inc	Jack B. Binion	Horseshoe Gaming Holding Corp.
20040872	Alcoa, Inc	Russian Aluminum Management	ZAO-Prime-alum.
20040887	Citigroup Inc	Principal Financial Group, Inc	Principal Residential Mortgage, Inc.
20040925	DLJ Merchant Banking Partners III, L.P	KKR 1996 Fund L.P	Rockwood Holdings, Inc.
20040932	Madison Dearborn Capital Partners IV, L.P.	PF Management, Inc	Pierre Foods, Inc.
20040938	The Genlyte Group Incorporated	The Genlyte Group Incorporated	Genlyte Thomas Group LLC, GTG Intangible Holdings LLP.
20040939	HFCP IV (Bermuda), L.P	Lincoln National Corporation	Dial Holding Company, LLC.
20040941	Welsh, Carson, Anderson & Stowe IX, L.P.	Hillcrest HealthCare System	Healthcrest, Inc., Hillcrest HealthCare System.
20040942	Jon Grant Lincoln	Alliance Gaming Corporation	United Coin Machine Co.
20040943	Goense Bounds & Partners A, L.P	Andrew M. Stein	Stein Wood, Inc.
20040946	GTCR Fund VII, L.P	Honeywell International Inc	Honeywell International Inc.
20040947	Suns Legacy Partners, L.L.C	Phoenix Suns Limited Partnership	Phoenix Suns Limited Partnership.
20040948	Morgan Stanley	AMR Corporation	AMR Corporation.
20040949	Alfred A. Slifka	Repsol YPF, S.A	Chelsea Sandwich LLC., Global Companies LLC., Global Montello Group LLC.
20040950	Richard Slifka	Repsol YPF, S.A	Chelsea Sandwich LLC, Global Companies LLC, Global Montello Group LLC.
20040951	Symantec Corporation	Brightmail Incorporated	Brightmail Incorporated.
20040954	Ralph Lauren	Sylvia Company LLC	RL Childrensweat Company LLC.
20040956	GTCR Fund VIII, L.P	Winward Capital Partners II, L.P	RPSI, Inc.
20040957	Group 1 Automotive, Inc	Jardine Matheson Holdings Limited	Jardine California Motors Limited.
20040964	Intelsat, Ltd	Lockheed Martin Corporation	Comsat General Corporation, Comsat New Services, Inc., Lockheed Martin Global Telecommunications, LLC.

Transactions Granted Early Termination—06/09/2004

20040980	ED&F Man Holdings Limited	Unifina Holding AG	Volcafe Holding Ltd., Volcafe International Ltd.
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Transactions Granted Early Termination—06/10/2004

20040965	Marsh & McLennan Companies, Inc	Kroll Inc	Kroll Inc.
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Transactions Granted Early Termination—06/14/2004

20040889	Siemens Aktiengesellschaft	CVC European Equity Partners L.P	Trench Electric Holding B.V.
20040896	Matlin Patterson Global Opportunities Partners II, L.P.	Duke Energy Corporation	Duke Energy Capitol of Texas, Inc., Duke Energy Enterprise, LLC, Duke Energy Hinds, LLC, Duke Energy Hot Spring, LLC, Duke Energy Marketing America, LLC, Duke Energy Marshall County, LLC, Duke Energy Murray, LLC, Duke Energy New Albany, LLC, Duke Energy Sandersville, LLC, Duke Energy Southaven, LLC, Duke Energy Trading and Marketing, LLC.
20040967	Coinstar, Inc	Wellspring Capital Partners II, L.P	ACMI Holdings, Inc.
20040979	Ronald O. Perelman	Charles Barton Rice, Sr	Barton Protective Services Incorporated.
20040981	Bayerische Hypo-und Vereinsbank AG ..	Ramius Capital Group, LLC	RCG Tapestry, LLC.
20040985	Charlesbank Equity Fund V. Limited Partnership.	Terry Collins	Papa Murphy's International, Inc.

Trans No.	Acquiring	Acquired	Entities
20040989	CEP Batesville Acquisition, LLC	NRG Energy, Inc	LSP Batesville Funding Corporation, LSP Batesville Holding, LLC, LSP Energy Inc., LSP Energy Limited Partnership, NRG Batesville LLC.
20040993	Entergy Corporation	Royal Dutch Petroleum Corporation	WindEnergy GP LLC. WindEnergy LP LLC.
20041000	Continental AG	Phoenix AG	Phoenix AG.
Transactions Granted Early Termination—06/16/2004			
20040962	K2 Inc	Marmot Mountain, Ltd	Marmot Mountain, Ltd.
20040974	Apax Europe V-A, L.P	SSL International plc	LRC Hospital Products Sdn Bhd, LRC Products Limited, SSL Americas Inc., Tubifoam.
20040988	Castle Harlan Partners IV, L.P	ATT Holding Co	ATT Holding Co.
20040995	E.I. du Pont de Nemours and Company	Maxygen, Inc	Verdia, Inc.
Transactions Granted Early Termination—06/17/2004			
20040905	Deluxe Corporation	New England Business Service, Inc	New England Business Service, Inc.
20040924	Teleflex Incorporated	FS Equity Partners IV, L.P	Hudson Respiratory Care Inc.
20040994	Harris Corporation	Donald S. Orkand	The Orkand Corporation.
20041004	Honeywell International Inc	Genesis Cable Systems, L.L.C	Genesis Cable Systems, L.L.C.
Transactions Granted Early Termination—06/18/2004			
20040969	Kuwait Petroleum Corporation	MEGlobal Canada Inc	MEGlobal Canada Inc.
20040970	The Dow Chemical Company	MEGlobal Canada Inc	MEGlobal Canada Inc.
20040984	Lucent Technologies Inc	Telica, Inc	Telica, Inc.
20040999	TPG Partners IV, L.P	Grohe Aktiengesellschaft	Grohe Aktiengesellschaft.
20041001	Octel Corp	Starreon Corporation	Octel Starreon LLC.
20041002	KRG Capital Fund II, L.P	Matria Healthcare, Inc	Diabetes Management Solutions, Inc., Diabetes Self Care, Inc.
20041005	Beverly Enterprises, Inc	M. Kyle Rice	Hospice USA, LLC.
20041006	Beverly Enterprises, Inc	Richard K. Rice	Hospice USA, LLC.
20041008	CapStreet II, L.P	E*TRADE Financial Corporation	E*TRADE Access, Inc.
20041010	Radio One, Inc	M.S. Stude	KRTS, LP.
20041012	Cebridge Connections Holdings, LLC	USA Media Holdings, LLC	USA Media Group, LLC.
Transactions Granted Early Termination—06/21/2004			
20040958	Castle Harlan Partners IV, L.P	Carlyle-Horizon Partners, L.P	Horizon Lines Holding Corp.
Transactions Granted Early Termination—06/22/2004			
20040945	Schneider Electric S.A	Balfour Beatty plc	Andover Controls Corporation.
20040986	U.S. Bancorp	National City Corporation	National City Bank, National City Bank of Indiana, National City Bank of Kentucky, National City Bank of Michigan/Illinois, National City Bank of Pennsylvania.
20041014	Bank of America Corporation	Thomas R. Wheeler	Electronic Product Integration Corporation.
20041025	Verizon Communications Inc	Verizon Communications Inc	CyberTel Cellular Telephone Company.
Transactions Granted Early Termination—06/23/2004			
20040935	Deutsche Post AG	Accretive Associates I, LLC	QuikPak, Inc.
20040959	General Electric Company	Chevron Texaco Corporation	Chevron Texaco Corporation.
20040997	Macrovision Corporation	InstallShield Software Corporation	InstallShield Software Corporation.
Transactions Granted Early Termination—06/25/2004			
20040972	Reed Elsevier PLC	Saxon Publishers, Inc	Saxon Publishers, Inc.
20040973	Reed Elsevier NV	Saxon Publishers, Inc	Saxon Publishers, Inc.
20041016	Brockway Moran & Partners Fund II, L.P	Air Evac Leasing Corporation	Air Evac Leasing Corporation.
20041018	Bain Capital Fund VII, L.P	Rhodia, S.A	Rhodia Inc.
20041027	Nautic Partners V, L.P	Wat H. Tyler	D-Rep Plastics, Inc., IPS Corporation Studor, Incorporated Watertite Products, Inc. Weld-On Adhesives, Inc.
20041032	Bob Evans Farms, Inc	SK Equity Fund, L.P	SWH Corporation.
20041034	James Dondero	Leap Wireless International, Inc	Leap Wireless International, Inc.
20041035	MHR Institutional Partners IIA LP	Leap Wireless International, Inc	Leap Wireless International, Inc.

Trans No.	Acquiring	Acquired	Entities
20041037	Daniel Glassman	Pharma Services Holding, Inc	Bioglan Pharmaceuticals Company, Quintiles Bermuda Ltd. Quintiles Ireland Limited.
20041046	Craig H. Neilsen	Windsor Woodmont Black Hawk Resort Corp.	Windsor Woodmont Black Hawk Resort Corp.
20041050	MNBA Corporation	SouthTrust Corporation	SouthTrust Bank.
Transactions Granted Early Termination—06/28/2004			
20041020	C&D Technologies, Inc	Nicholas G. Tagaris	Datel Holding Corporation.
20041023	Oshkosh Truck Corporation	Littlejohn Partners IV, L.P	JerrDan Corporation.
Transactions Granted Early Termination—06/29/2004			
20041019	Oscar Davis	Goldline Controls, Inc	Goldline Controls Inc.
20041038	Ryerson Tull, Inc	Arcelor S.A	J&F Steel, LLC.
20041045	SEB SA	Waterford Wedgwood plc	All-Clad USA, Inc.
20041056	Platinum Equity Capital Partners, L.P	Safeguard Scientifics, Inc	CompuCom Systems, Inc.
20041059	Thomas H. Lee Equity Fund IV, L.P	TA/Advent VIII, L.P	United Pet Group, Inc.
Transactions Granted Early Termination—06/30/2004			
20040692	General Dynamics Corp	W. David Thompson	Spectrum Astro, Inc.
20040829	Tele Atlas N.V	Stephen R. Polk	Geographic Data Technology, Inc.
20041055	Tellabs, Inc	Advanced Fibre Communications, Inc	Advanced Fibre Communications, Inc.
Transactions Granted Early Termination—07/01/2004			
20040987	Briggs & Stratton Corporation	KMS Acquisition Company, L.P	Simplicity Manufacturing, Inc.
20041072	Amgen Inc	Roche Holding Ltd	F. Hoffmann-La Roche Ltd., Hoffmann-La Roche Inc.
Transactions Granted Early Termination—07/02/2004			
20040512	Pentair, Inc	Wisconsin Energy Corporation	WICOR, Inc.
20041024	Cardinal Health, Inc	Geodax Technology, Inc	Geodax Technology, Inc.
20041073	Citigroup Inc	Arizant, Inc	Arizant, Inc.
20041082	ABRY Partners IV, L.P	Monitronics International, Inc	Monitronics International, Inc.
20041083	Blackstone NSS Communications Partners (Cayman) L.P.	New Skies Satellites N.V	New Skies Satellites N.V.
20041088	Regus Group plc	HQ Global Holdings, Inc	HQ Global Holdings, Inc.
20041089	TPG N.V	NC III Limited	Wilson Logistics Holding AB.

FOR FURTHER INFORMATION CONTACT:

Sandra M. Peay, Contact Representative, or Renee Hallman, Case Management Assistant, Federal Trade Commission, Premerger Notification Office, Bureau of Competition, Room H-303, Washington, DC 20580, (202) 326-3100.

By Direction of the Commission.

Donald S. Clark,
Secretary.

[FR Doc. 04-17159 Filed 7-27-04; 8:45 am]

BILLING CODE 6750-01-M

FEDERAL TRADE COMMISSION

[Docket No. 9310]

Aspen Technology, Inc.; Analysis to Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Proposed consent agreement.

SUMMARY: The consent agreement in this matter settles alleged violations of federal law prohibiting unfair or

deceptive acts or practices or unfair methods of competition. The attached Analysis to Aid Public Comment describes both the allegations in the complaint and the terms of the consent order—embodied in the consent agreement—that would settle these allegations.

DATES: Comments must be received on or before August 13, 2004.

ADDRESSES: Comments should refer to “Aspen Technology, Inc., Docket No. 9310,” to facilitate the organization of comments. A comment filed in paper form should include this reference both in the text and on the envelope, and should be mailed or delivered to the following address: Federal Trade Commission/Office of the Secretary, Room H-159, 600 Pennsylvania Avenue, NW., Washington, DC 20580. Comments containing confidential material must be filed in paper form, as explained in the Supplementary Information section. The FTC is requesting that any comment filed in

paper form be sent by courier or overnight service, if possible, because U.S. postal mail in the Washington area and at the Commission is subject to delay due to heightened security precautions. Comments filed in electronic form (except comments containing any confidential material) should be sent to the following e-mail box: consentagreement@ftc.gov.

FOR FURTHER INFORMATION CONTACT:

Peter Richman, FTC, Bureau of Competition, 600 Pennsylvania Avenue, NW., Washington, DC 20580, (202) 326-2563.

SUPPLEMENTARY INFORMATION: Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46(f), and Section 3.25(f) of the Commission's Rules of Practice, 16 CFR 3.25(f), notice is hereby given that the above-captioned consent agreement containing a consent order to cease and desist, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the